

BRITISH GO 'OVERTHETOP' IN BIG DRIVE

With Only Few Days' Rest, the Infantry Was Set in Motion This Morning; and London War Office Announces That Satisfactory Progress Is Being Made

NORTHEAST AND EAST OF YPRES

'The Attack Was Made in Conjunction with Our Allies,' Says the Official Statement - Drive May Mean an Effort to Get a Decision on the Western Front Before Winter

London, Oct. 9.—The British attacked on a wide front northeast and east of Ypres this morning, and the war office announces that satisfactory progress is being made everywhere.

'At 5:20 this morning we again attacked on a wide front east and northeast of Ypres in conjunction with our allies on our left. Reports indicate that satisfactory progress is being made on all parts of the battle front. The weather continues stormy.'

The new British drive is being made in the same region as the attack of last Thursday, one of the most successful British efforts of the war. The decision of the British staff to return so quickly despite adverse weather conditions may indicate a purpose to force a decision before winter sets in.

FRENCH ATTACK IS GOING WELL

Official War Report This Afternoon Said That the Battle Is Developing Favorably for Them

Paris, Oct. 9.—The French troops on the Belgian front at 5:30 this morning attacked in conjunction with the British army German positions south of the forest of Houthoult, between Draubank and Wendendreef. The French official statement says this afternoon that the struggle is continuing and is developing favorably for the French arms.

NEW GERMAN BATTLE CRUISER CRIPPLED BY MINE

Three Officers and 20 Sailors Drowned While Giant Vessel Was on Trial

London, Oct. 9.—Arrivals at Amsterdam from Hamburg, says a dispatch to the Exchange Telegraph company, report that early last week a new German battle cruiser while on a trial run off Helgoland struck a mine and was seriously damaged. Three officers and 20 sailors were drowned. The vessel was towed to port.

REICHSTAG MOVED BY HAIG'S VICTORY

Pushes the Demand for a Debate on Teutonic War Aims

London, Oct. 9.—London saw in Berlin reports of a discussion of Germany's war aims to be held in the Reichstag yesterday another echo of Field Marshal Haig's great guns on the western front.

The reports, coming by way of Amsterdam, indicated the government had been compelled to this step by the growing boldness of the Socialists and radicals in the German parliamentary body.

As observers here traced the situation these two developments—indicating waning strength of the militarists in the field while they were seeking to assume even greater governmental powers—emboldened the Liberals to act.

Germany has permitted only the most meagre outline of Reichstag proceedings to pass her censorship during the last week. The provincial newspapers of Sunday, however, said Dr. Helfferich, vice chancellor, had announced that Michaelis would probably appear for a general debate on war aims yesterday.

Manager of Four-Minute Men

St. Albans, Oct. 9.—Rev. S. W. Anthony, pastor of the First Congregational church, has been appointed manager of the four-minute men in St. Albans and the other places of Franklin county included in the St. Albans public safety committee district. The first demand on the services of the four-minute men will be in connection with the Liberty loan and the food conservation campaigns.

WORLD SERIES GAME POSTPONED TO-DAY

New York, Oct. 9.—A postponement of the third world series game was announced today by the national commission at 12:36 to-day. The games scheduled for to-day and to-morrow will be played at the Polo grounds to-morrow and Thursday. Friday's game at Chicago will be moved to Saturday, and if a sixth game is necessary it will be played at the Polo grounds, as originally arranged, on Monday, Oct. 15.

\$80,000,000 TO TWO OF OUR ALLIES

United States Government Loans to Great Britain and France, Bringing Total Loan to \$2,613,400,000.

Washington, D. C., Oct. 9.—Additional loans of \$40,000,000 each to Great Britain and France were made to-day by the government. With this transaction, the total thus far loaned to the allies is \$2,613,400,000.

BULGARS FEARED DEATH

Expected That British Captors Would Slay Them.

London, Oct. 9.—As evidence that the Germans have taught the Bulgarians that their lives will be forfeited if they are taken prisoners by the British, the following extract from a letter by a British officer on the Saloniki front is published by the Daily Telegraph.

'When we rounded up sixty Bulgarians in an attack recently the poor wretches were utterly terrified. Two or three tried to drown themselves in a pool, while others knelt on the ground making the sign of the cross and waiting an assassin's bayonet thrust or worse.

'One who was a real sportsman kept his head and made a desperate effort to escape, very nearly getting shot, until he saw it was useless, and flinging down his rifle, surrendered to an officer. Beside this officer a Tommy stood watchfully in case the Bulgarian was up to any nasty tricks, and the latter seeing this attitude and taking him for his appointed murderer, with a dramatic gesture threw back his head and bared his chest. He opened his shirt with both hands, then faced the soldier with the bayonet whom he supposed to be waiting for the officer's word to run him through.

'Tommy's method of easing the tensions was rapid. He brought out his packet of cigarettes and offered one to the Bulgarian.

MUST DECLARE PROPERTY

Frenchmen Who Hold Possessions in Countries Which Are Hostile.

Paris, Oct. 9.—(Correspondence).—The obligatory declaration by French citizens of property, real or personal, belonging to them and situated in countries at war with France, decreed recently, is explained officially to be 'necessary to determine what measures should be taken concerning the interests of French citizens in the enemy's territory and to negotiate with the allies as to concerted measures.'

This information will also be required in peace negotiations, it is pointed out, to enable the government to defend both public and private interests and safeguard an important part of the national wealth.

Similar measures were long ago taken by Germany, but with a more radical purpose in view—the actual confiscation of the property of French subjects, according to the view held here. Retaliation has been advocated and even recommended by parliamentary committees. The decree does not intimate that the government intends to go that far. The main object is to arrive at an approximate estimate of the value of the pledges of this kind held by Germany, Austria, Turkey and Bulgaria.

RAILROADS CARRYING MORE COAL

This Year's Record Likely to Eclipse Any Other Year.

Boston, Oct. 9.—Reports just compiled for the railroads' war board indicate that unless something unforeseen occurs the amount of anthracite coal transported by the railroads this year will exceed the tonnage of any previous year by a considerable amount. According to the reports, which show the operation of the anthracite railroads, the aggregate anthracite tonnage transported by these roads during the eight months' period ending Aug. 31 this year was 7,068,382 tons more than in the same period last year, an increase of 17.18 per cent.

To produce this increase the anthracite roads carried a gross tonnage of 32,291,445 tons, as against 44,623,063 for the first eight months of 1916. The increase for the month of August alone, this year, over August, 1916, was 1,583,909 tons, or 28.35 per cent. The July increase was 24.58 per cent, and the June increase 25.24 per cent.

These figures indicate that recent reports to the effect that there has been a severe curtailment in the production and distribution of anthracite coal are based upon rumor rather than facts.

WILSON STICKS TO DESK

President Plans No Vacation or Speaking Trip Between Now and Christmas.

Washington, Oct. 9.—President Wilson plans no vacation or speaking trip between now and the Christmas holidays and will spend most of his time quietly in Washington directing and co-ordinating war work. The president has declined a number of invitations to make addresses, but is considering a trip to New Orleans in February to attend the bi-centennial celebration of the city's foundation.

NO MONOPOLY ON EITHER SIDE

Said to Be Basis for New Peace Proposal by the Central Powers

OFFER INCLUDES FREED BELGIUM

Renunciation of Positive Territorial Acquisitions by Money Payments

Amsterdam, Oct. 9.—Germany and Austria Hungary have agreed to make another offer to the allies, the Deutsch Tages Zeitung of Berlin says it learns on good authority. The offer will have as its basis no territorial aggrandizement, surrender of Belgium and French territory, renunciation of positive territorial acquisitions for payments in money and no indemnity on either side.

Amsterdam, Oct. 9.—There is growing displeasure in German parliamentary circles against Dr. Helfferich owing to Saturday's events in the Reichstag. General Anzeiger of Dusseldorf prints a report that Helfferich will resign the vice-chancellorship in a few weeks, if not sooner.

Copenhagen, Oct. 9.—The Reichstag has decided to hold up the salary appropriation for Dr. Karl Helfferich's new post of vice-chancellor and to return the measure to committee. In addition to this expression of dissatisfaction over Saturday's debate, the Vorwaerts says there is a steadily growing disposition by the majority parties to accept a vote of lack of confidence as proposed by the radical Socialists last Saturday.

BAR SPECULATION IN COTTONSEED OIL

New York Produce Exchange Took Action at Instance of Food Administration in Washington.

New York, Oct. 9.—Speculation in cottonseed oil, both by the trade and the outside interests in the New York produce exchange was forbidden to-day by the board of managers of the exchange at the instance of the food administration at Washington.

GREECE NEARLY READY

To Put Large and Effective Army in the Field to Aid Allies.

Washington, D. C., Oct. 9.—Greece is nearly ready to put a large and effective army in the field to co-operate with the allies, according to dispatches from the Athens foreign office to the Greek legation here. Lack of equipment is being remedied rapidly with the allies' aid.

A summary of the situation in Greece made by Minister Ruossos yesterday based on legation dispatches in part is as follows: 'The situation in Greece is becoming more satisfactory every day. The people are thoroughly confident of the efficiency of their government and they are willing to allow the present ministry to continue in the work of reorganization of the resources of the country so that Greece may throw her full strength into the war.'

'There is now no pro-German party in Greece. In fact such a party never existed save in the person of King Constantine aided by certain members of his court. But he knew the real feelings of the Greek people, who were attracted by tradition and sympathy with the western powers of Europe, and he never dared to openly expand his pro-German convictions.

'The abdication of Constantine without bloodshed or an uprising of the people indicates the absence of any organized pro-German feeling, although certain of the political opponents of Venizelos are using the argument that there are still German propagandists in the country.

'The reasoning people of Greece had long realized that the Constantine policy was carrying the country to ruin and relief was felt when he abdicated. Perfect order now reigns throughout the country and the malcontents have been disposed of.

'King Alexander is in perfect accord with his people and with the government and his good faith is unquestioned. Greece will use every effort to aid the common cause.'

IN SEEKING PERMIT

To Teach in University of Vermont Appellmann Meets Snag.

Rutland, Oct. 9.—Prof. Anton H. Appellmann, instructor in German at the University of Vermont, was in Rutland yesterday in regard to getting a federal permit from the United States district court, now in session here.

It is stated that on account of the training of officers of the signal corps at the university some official permission from the federal courts must be forthcoming on account of certain regulations of the war department which preclude the admission of aliens to such a teaching staff.

U. S. DESTROYER FIRED ON ITALIAN SUBMARINE

Shot Killed an Officer and an Enlisted Man—United States Government Sends Expression of Regret.

Washington, D. C., Oct. 9.—Vice Admiral Sims cabled the navy department yesterday that an American patrol vessel, on duty at night in the war zone, had fired on an Italian submarine which failed to answer recognition signals, killing one officer and one enlisted man.

Secretary Daniels at once sent a message to the Italian minister of marine expressing the deepest regret over the unfortunate occurrence, tendering his and the American navy's sympathy for the loss of life.

Last night the navy department issued this statement: 'The navy department has been informed by Vice Admiral Sims that recently an American patrol vessel while on patrol duty at night encountered an Italian submarine and that when the latter failed to answer the established recognition signals the patrol vessel opened fire, which resulted in the killing of one officer and one enlisted man before the identity of the submarine was established.'

'Vice Admiral Sims is thoroughly investigating the unfortunate occurrence and reports will be forwarded later to the department.

'The secretary of the navy upon receipt of the first news dispatched the following message to the Italian minister of marine: 'I have learned with deepest regret of the unfortunate occurrence which resulted in an American patrol vessel firing, through a misunderstanding, upon an Italian submarine, causing the death of one officer and one enlisted man on the latter.'

'As our patrol vessels are in European waters primarily for the purpose of co-operating with the Italian and other allied vessels in our common cause, the unfortunate encounter is all the more regrettable. Due to the recent unusual activity of enemy submarines in this region, which have resulted in the loss of several vessels, the patrols had been strictly maintained and the unfortunate fact that the patrol vessel did not obtain the recognition signals resulted in her opening fire. Please accept on behalf of myself and the American navy sincere and heartfelt sympathy for the loss of life which has resulted.

'Josephus Daniels.' While details of the incident still are unknown here, the fact that an officer and an enlisted man were killed indicates that the American gunners landed a shot in the submarine's conning tower, the victims being the officer at the periscope and the bluejacket at the wheel.

RUTLAND MAN SHOT HIMSELF

Erastus E. Pike Was Alone in His Home.

Rutland, Oct. 9.—Erastus E. Pike of 104 Adams street, a stone mason, attempted to commit suicide yesterday afternoon at his home by shooting himself in the chest with a 38 calibre Marlin rifle.

Neighbors heard the report of the gun and his groans and notified Dr. F. H. Gebhardt, city health officer, and the police, who arrived within a few minutes, and the wounded man was sent to the Rutland hospital in the Stearns ambulance.

Dependancy, caused by trouble with his wife, who had brought suit for divorce, is supposed to have influenced Mr. Pike to try to take his life. It is said that he had made two previous attempts of the kind within the last year or two.

Mr. Pike lived alone and he was alone in his house when he shot himself. He was found on the back piazza, where it was noticed by the neighbors that he had the presence of a stick of about the right length, that he had laid down and pulled the trigger with the stick. The bullet entered the chest, near the heart, plowing out below the left collar bone and re-entered the neck below the ear, passing out at the top of the head and through the floor of the porch.

Mr. Pike is about 45 years old. He has three sons, Dana, a member of Co. A, Harris, a member of the United States navy, and Harvey of Rutland, and three daughters, Mrs. Charles H. Young of Woodstock avenue, Mrs. Albert W. Sanderson of Willow street and Mrs. Emma Blake of Chestnut avenue. Both sons who are in the government service are supposed to be 'on the other side.' Dana with that part of the Vermont regiment which went to France and Harris on board his ship. The younger son lives with Mrs. Young.

OLD CASE RE-OPENED

Boundary Dispute in Rutland Dates Back 25 Years.

Rutland, Oct. 9.—A hearing was commenced yesterday before Judge F. L. Fish of Vergennes as chancellor to re-open the case of the Eastman Marble company and P. W. Clement vs. the Vermont Marble company, a boundary line dispute which has both in the courts several years, there having recently been a decree in favor of the defendant, carrying with it damages of \$22,000 for marble quarried and for trespass. The case is re-opened on newly discovered evidence in the form of a 25-year-old contract found by Attorney Ernest H. O'Brien, a disinterested party, among papers in the office of the late Attorney Joel C. Baker of Rutland. It fixes, it is said, the boundary line practically as claimed by the Eastman interests and includes an agreement for blocks quarried which would mean a large amount of money in favor of the orator should the contract be proved to be valid.

The Vermont Marble company makes a claim that the paper is a fraud and the hearing slipped down to a question of proving the signatures of men prominent in the marble industry here a quarter of a century ago and those of several attorneys. The name of the late ex-Gov. Fletcher D. Proctor is appended to the document.

Both sides have noted handwriting experts here. The Eastman concern has summoned William E. Hington of Boston, a government man, and William E. Turner of Boston, and the defendant has engaged William E. Osborne and Charles Horton of New York.

A SENSATION IN DEATH CASE

Counsel for Defense Promises to Name Real Murderer

OF WAKELIN GIRL AT MELROSE, MASS.

Says the Slayer Was Also Guilty of Similar Crimes

Cambridge, Mass., Oct. 9.—William R. Scharton, counsel for Joseph Wakelin and his wife, who are on trial here for manslaughter in connection with the death of their 7-year-old daughter, Loretta, declared in his opening to-day that he would produce a witness who would reveal the name of the real murderer and relate in detail the man's confession as to how the child was killed. Wakelin and his wife, he said, would take the stand and make vehement denial of the charge.

'A witness will go on the stand in this court,' said the attorney, 'and give you the name of the man who confessed to him that he killed Loretta Wakelin in the woods at Melrose. This witness will show through the murderer's confession that he committed similar crimes in Chicopee and Holyoke, an innocent child in each case being his victim.'

DIED AT NEWPORT

Willard B. Avery Recently Came From Boston.

Newport, Oct. 9.—Willard B. Avery, 64 years old, died at his home here yesterday from a stroke of apoplexy. He is survived by his wife, a brother, Herbert L. Avery of Plymouth, N. H., and a sister, Mrs. F. J. Beale of Plymouth. Mr. Avery was in the cashier's office of the American Express company in Boston 40 years, retiring about two years ago on a pension and coming here to live with a brother, who has since died. The funeral will be held at his late home on Wednesday afternoon at 3:30 o'clock and burial will be in Oxford, N. H., Thursday.

TALK OF THE TOWN

In probate court to-day Lizzie Plastridge of Northfield was appointed guardian of Walter Plastridge of Northfield, now taking treatment in the asylum at Waterbury.

Private Dean Brock, who passed a brief leave with his father, E. C. Brock of Washington street, has returned to Westfield, Mass., where he has been stationed for several weeks.

John Wilson is visiting at his home on West street, after an extended stay in Augusta, Me., where he has been a patient in the Augustus hospital while convalescing from a serious surgical operation. Mr. Wilson has taken a position with Tinker's orchestra of St. Johnsbury and expects to assume his duties within a few days. His health is much improved.

Four intemperance respondents were arraigned before Magistrate H. W. Scott in municipal court this forenoon, as the result of arrests made by the police during the afternoon and evening yesterday.

Andrew Haekle of Barre acknowledged a subsequent offense and first offense were admitted by James Leno of Middlesex, Henry Bramila of this city and James S. Powers of Bethlehem, N. H. Haekle was assessed \$15 and costs and the others got off with nominal fines.

All expected to pay. Among the guests arriving at Hotel Barre last night and this morning were the following people: Mrs. G. A. Sylvester of Nashua, N. H., Mrs. Conrad Smith of Boston, Z. W. Therien of Montreal, Mrs. H. H. Stevenson of Chicago, Charles W. Carr of Boston, Dr. H. A. Ladd, E. E. Johnson, H. W. Slocum of Burlington, E. B. Hagar of Seneca Falls, N. Y., Charles M. Daniels of Chicago, Mr. and Mrs. H. B. Bond of Worcester, Mass., G. A. Colburn of Burlington, John S. White of Philadelphia, P. W. Jordan of Rutland, B. L. London of New York.

Subject to the call of W. H. Duffie, a representative of the imperial temple, officers of Suddal temple, No. 140, D. O. K. K. are to meet this evening to discuss tentative plans for a ceremonial which may be held in the near future. Because of the war and other conditions which rewarded arrangements for a ritualistic meeting, ceremonies of the Dokes in Vermont have been extremely few in number in the past two years. D. P. Snowden, an imperial officer from Illinois, however, has advised officers of the local temple that he contemplates a visit to Vermont in the near future and it is possible that the reception to be planned for him will be in the nature of a ceremonial, on the occasion of which a considerable waiting list of candidates will be initiated.

Barre people who have followed with interest the musical career of James S. Bennett of Summer street will be interested in the following item from a Burlington exchange: 'The recital last night on the Van Ness roof by James S. Bennett of Barre, a tenor, assisted by George H. Wilder, flutist, Miss Helene Smith, accompanist, and the Van Ness orchestra, proved a pronounced success. The program, which opened with an orchestra selection, was followed by Lowberg's "Fulfillment," after which Mr. Bennett sang "When Irish Eyes Are Shining" and "A Little Bit of Heaven." Following these three vocal numbers, Mr. Wilder played "The Echoes" by Rognquo. A request was given for "Jeanne d'Arc" and upon its rendition there was tremendous applause. "The Sunshine of Your Eyes" and "My Wild Irish Rose" and "Mother Machree" and "The Crown of Life" and an orchestral selection closed the program. This was Mr. Bennett's initial appearance in this city in a recital and Mr. Wilder's pupil must have been extremely well pleased with the result of his appearance. He is truly an Irish ballad tenor. Power in low and medium registers with a most unusual sweetness in his higher notes as well as his changing from a powerful tone to the octave above were truly the work of an artist.'

20 SOUGHT LOANS ON FARM PROPERTY

On Opening Meeting of the Washington County Farm Loan Association in Montpelier Monday Afternoon.

The Washington County Farm Loan association, which will be affiliated with the National Farm Loan bank of Springfield, Mass., was organized Monday afternoon in the Montpelier city hall, 44 men from different towns in the county attending the meeting. Mr. Higgins of St. Johnsbury, who was for some years employed as a farmer in that section, but who was recently appointed appraiser for the bank in Springfield, explained many questions relative to the operation of the loans, how they can be made and what regulations will be required to perfect the organization. F. H. Abbott, who has made an extensive study of the plan of work, also talked at some length upon the plans, relieving Mr. Higgins in the explanation of the details, after which the matter of whether an organization should be perfected was taken up, 17 persons with raised hands indicating that they wanted loans under the plan which had been explained.

Mr. Abbott was then elected temporary chairman, while M. E. Corliss of Berlin was named as secretary, and the organization was perfected with applications for \$50,000 being made by 20 persons varying from \$850 to \$10,000, which was asked by one of those attending. The agreement for the organization having been signed by those wanting loans, a board of directors was named from those who had made applications for loans. These are W. H. Farrar of Montpelier, A. J. Smith of Cabot, O. G. Pitkin of Marshfield, Frank Haynes of Orange, H. H. Carpenter of Cabot and D. J. Murray of Berlin.

Upon the meeting of the life directors Mr. Farrar was named as president, Mr. Pitkin vice-president and County Agent F. H. Abbott as secretary-treasurer. The directors then elected a loan committee, which is composed of Mr. Smith, Mr. Farrar and Mr. Pitkin. They will start out in a few days, making the inspections of the lands upon which applications have been made for loans and make their report to the appraiser, who will then visit the property and report to his bank.

One of the interesting parts of the loaning is that \$50 accompanies the application for a loan on \$1,000, to be returned at such time as the loan is paid off or to be used as the last payment on the loan.

The remainder of the afternoon was occupied with further explanations of the details for the officers and their responsibilities.

SELF-CONFESSED SLACKERS

Three Vermont Men Arraigned in District Court in Rutland.

Rutland, Oct. 9.—Three slackers, the first to be indicted in the district of Vermont, pleaded guilty to the charge before Judge Harland B. Howe of St. Johnsbury in federal court in this city yesterday and their cases were held open, pending the arrest of others who are accused of the same offense. The trio, Harland C. Jenne of Newport, George R. Blair of St. Albans and Albert J. Masse of Hardwick, was remanded to jail to await the pleas of the others charged with a like offense.

District Attorney V. A. Bullard represented the government in all the cases and the court listened to brief statements by the prosecuting officer, and in two instances the respondents were allowed to explain why they evaded the law calling for the registration of all males between the ages of 21 and 30 years on June 5 of the present year.

Mr. Jenne told the court that he was an express messenger running from Newport into Canada, that he was home but part of the day and that he had no chance to get to St. Johnsbury to register. He said he wrote to the town clerk and the court wired for his letter, remarking that it would have a strong tendency to settle in his mind as to whether or not the respondent was attempting to evade registration for military duty or simply dodging the extra effort of complying with the law.

Two other respondents, Frank Cormier of Burlington and Fred Brown of Colchester, were sentenced to the county jail at Montpelier for selling liquor to soldiers in uniform. Judge Howe said the men had already been in jail for three months and he thought the punishment a fair one. He said it was a serious matter, especially at this time, and hinted that repeated offenses of this sort would mean a long jail term.

FINALLY REPORTS

Bennington County Conscrip Appeared in New York City.

Bennington, Oct. 9.—When the second contingent of Bennington county men reported at the district headquarters here Oct. 3, Victor L. Brophy of East Dorset failed to register and an alternate went in his place to Camp Devens, Ayer, Mass. All efforts of the local district board to locate the young man were fruitless. Yesterday afternoon a dispatch was received by the chairman of the board stating that Brophy had reported to one of the registering boards in New York City and asked to be sent to Camp Upton. The necessary papers for his transfer will be forwarded.

EIGHT DIVORCES GRANTED

In Rutland County Court, Cases Having Been Heard Last Week.

Rutland, Oct. 9.—Eight divorces were granted by Judge Stanley C. Wilson and Assistant Judges Edwin Horton and S. R. Hitchcock in Rutland county court yesterday afternoon, these being the cases heard last week during the absence of Judge Wilson. It was expected that the suit of Murphy against Steward would be ready for a jury trial yesterday afternoon but, on motion of Attorney P. M. Mellon, the case was continued with the understanding that if not settled it would be tried at this term of court.

The divorces granted yesterday are in the following cases: Kate V. Willis against Clayton E. Willis, Philena R. Collins against Clarence C. Collins Louise D. Phillips against Jay D. Phillips, Anna Gertrude Shackett against E. Ray Shackett, Ruby E. Merriman Tremblay against Edward Tremblay, Almada L. Eno against Edna E. Eno, Bernice L. Hoyle against Frank C. Hoyle the petitioner being given the right to resume her maiden name, and Agnes Ekey Martin against Joseph Martin.

PLEADED NOT GUILTY

Frank Curtis of Montpelier Charged with Slapping Boy.

Frank Curtis of Montpelier was in Montpelier city court shortly before noon to-day on the charge of breach of the peace against Stanley Sloan, aged eight years, this morning, it being alleged that Curtis slapped the boy. Curtis pleaded not guilty and the case was set for a hearing next week.

NO INDEMNITY IN FERRY RIGHT

Although Legislature May Have Granted Authority

SUPREME COURT HOLDS OPINION

William J. Jones Had Sued Samuel and Ida Hoag—Other Cases Pending

Justice John M. Watson in supreme court this morning read an opinion in the case of William J. Jones vs. Samuel Hoag and Ida Hoag in Grand Isle county. The case was argued last Thursday upon two grounds, relative to the constitutionality of No. 258 of the acts of 1915 of Vermont and whether the act as granted gave the plaintiff the sole right to operate a ferry between Rouses Point, N. Y., and Windmill Point, Vt. It was a reargument of the case. In the opinion the court set forth many cases decided similarly to the way in which the justices had decided this one, which was favorable to the defendant, and holding that Jones does not have the sole authority to operate a ferry between the points named.

The case was a bill and injunction to restrain the defendants from operating a ferry between the points given. Jones had been given authority by the legislature. The order in the case was: Decree reversed, and cause remanded, with the direction that this demurrer be sustained. The bill was adjudged insufficient. This is an important case to the people living in Grand Isle county because of the fact that several ferry rights have been granted by the legislature in that county in recent years and points in this case may have a bearing upon the franchises of some of the other ferry rights.

Several cases which were set for trial this term were continued this morning, including the Orange county case of State vs. Stevens; Chittenden county cases, Hill vs. the Burlington Traction company, McGraw vs. Eldred, Swartz vs. Merrill, Powell vs. Merrill, White vs. White; Washington county, Russ vs. Good.

In the Washington county case of Charles Bailey against Westmore & Morse Granite company, in which an opinion was handed down last week in favor of the defendant, S. H. Jackson moved that the decision be certified immediately back to the lower court as the case might be tried this term. E. M. Harvey opposed this motion on the grounds that there had been no delay on the part of the defendants at any time in the case but that any delay which has occurred has been on the part of the plaintiff, that it would take the defense some time to prepare their case for a new trial, because they would not rely solely upon their exceptions as they did before and that he did not think it good policy to form a precedent when no delay has been shown in the handling of the case. The court took the motion under consideration.

A motion for judgment affirmed in the case of M. del Campo against M. E. Robinson et al was argued, but it was stated that the defendant would be able the last of this week to pay the damages of \$228.23 and the matter is under advisement between attorneys.

The first case argued this morning was the Caledonia action of Helen Whittaker vs. Fred Whittaker. This is a divorce case in which the lower court refused a divorce and the case came to supreme court on an appeal. The plaintiff was 15 years old when married, while the defendant was 22.

In the Chittenden county case of Reynolds vs. Field a motion for judgment affirmed was made, while the case of Cook and Norton vs. Town of Sutton was submitted on briefs and assigned to Justice Taylor.

Arguments were started this forenoon in the case of Max L. Powell vs. E. F. Moore, the case being a claim alleged by the plaintiff as hotel keeper.

IN COUNTY COURT

Barre Divorce Suit Was Heard This Morning.

In Washington county court this morning the case of Salvatore Prario against Carolina Prario of Barre was tried. This is a suit for a divorce on the grounds of adultery and intolerable severity, but the plaintiff relied largely on the first named issue, and by testimony of several witnesses presented his case along that line. The custody of a minor child was also asked. The child is now in the hands of a good family.